

TOWN BOARD

The Town Board, Town of Highlands, held an Executive Session and a meeting on Monday, November 10, 2014 at Town Hall, 254 Main Street, Highland Falls, NY at 6:15pm.

PRESENT:	Mervin R. Livsey	----	Supervisor
	William Edsall	----	Council Member
	James Stradley	----	Council Member
	June Gunza	----	Council Member
	Adrienne T. Voltaire	----	Council Member
	Justin Rider	----	Counsel
	June Patterson	----	Town Clerk

EXECUTIVE SESSION

Supervisor Livsey opened the executive session at 6:15pm.

Council Member Edsall made a motion seconded by Council Member Gunza to close the executive session. Executive session closed at 6:55pm

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

REGULAR MEETING

PUBLIC COMMENT

There was no public comment.

MINUTES

Council Member Edsall made a motion seconded by Council Member Stradley to approve the minutes from the October 27, 2014 Town Board meeting.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

COMMUNICATIONS

Supervisor Livsey said he received a letter from Orange County Emergency Services stating that they received a grant from FEMA to prepare a County-wide Multi-jurisdictional All Natural Hazards Mitigation Plan. The Supervisor said he has been invited to attend an informal meeting on December 2 to review the Planning Process and Disaster Mitigation Act of 2000 and he will bring Ms. Blauvelt with him. The Supervisor said he would like to try and get a free generator for the Town Hall.

Supervisor Livsey announced that tomorrow there will be a Veteran's Day Ceremony at the Highland Falls Fire House beginning at 9:30am.

Supervisor Livsey informed the Board that Mr. Patterson's probation will be up in December.

FINANCIAL REPORTS, RESOLUTION & REQUESTS

Budget Transfers:

Council Member Edsall made a motion seconded by Council Member Gunza to approve the transfer of \$5,000 from Sewer Equipment to Sewer Utilities.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Voltaire to approve the transfer of \$1,000 from Sewer Misc. to Sewer Utilities.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Stradley to approve the transfer of \$700 from Dial-A-Bus Part-time Driver Salary to Dial-A-Bus Fuel.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Voltaire to approve the transfer of \$300 from Dial-A-Bus Part-time Driver Salary to Dial-A-Bus Vehicle Maintenance.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Gunza made a motion seconded by Council Member Edsall to approve the transfer of \$180 from Roe Park Contractual Exp to Long Pond Utilities.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Voltaire to approve the transfer of \$180 from Roe Park Contractual Exp to Roe Park Utilities.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

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Council Member Gunza made a motion seconded by Council Member Voltaire to approve the transfer of \$75.00 from Town Hall Planning & Renovation to Town Clerk Printing.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Gunza made a motion seconded by Council Member Voltaire to approve the transfer of \$550 from Ambulance Insurance to Ambulance Contracted Services.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Stradley made a motion seconded by Council Member Edsall to approve the transfer of \$950 from Ambulance Insurance to Ambulance Fuel.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Gunza to approve the transfer of \$350 from Ambulance Supplies to Ambulance Fuel.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Voltaire to approve the transfer of \$2,000 from Other Recreation Revenues to Recreation, Exp. Reimbursed by Parents.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Gunza to approve the transfer of \$400 from Highway Other Exp. To Highway FICA.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Stradley to approve the transfer of \$500 from Highway Other to Highway Clothing Allowance.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Accounts Payable:

Supervisor Livsey said the total amount paid was \$75,627.06.

BOARD REPORTS

Council Member Edsall:

Council Member Edsall reported that he is waiting for information on the poles.

Council Member Edsall said he spoke to Mr. Hager about outstanding signage issues and Mr. Hager will be issuing a court appearance.

Council Member Edsall stated that construction started very early on Saturday at the new Fitness Center site. Mr. Edsall said the Town does not have a Noise Ordinance and he spoke to Mr. Hager about possibly creating one.

Council Member Stradley:

Council Member Stradley had nothing to report.

Council Member Gunza:

Council Member Gunza reported that there will be an open Dog Control position after tonight. Ms. Gunza reported that there are many free programs available through the Dog Control Department that are of no cost to the Town.

Council Member Gunza said there are police officers to be hired and the Police Department is participating in "No Shave November" which is a fundraiser for Toys for Tots.

SUPERVISOR'S REPORT

Supervisor Livsey reported that two Bills: Court Attendant to Peace Officer and the Jurisdictional issue will be on the Governor's desk this week.

Police Department:

Chief Quinn explained the "No Shave November" fundraiser.

Chief Quinn stated that he applied for some grants. The Chief said he was offered \$5,000 instead of the \$60,000 he put in for from the Orange County Youth Bureau and he will need to rewrite the grant for the lesser amount. The Chief said he has been awarded \$3,000 from the Orange County Sheriff's Department to purchase a license plate reader.

Chief Quinn said he is also receiving \$1,700 for DWI enforcement, \$2,250 for speed enforcement and \$1,000 for child safety seat belt.

Chief Quinn said there is a one year time period on all grants.

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Chief Quinn reported that one of his Dog Control Officers has resigned and he would like to advertise for that position. The Chief gave the Board a report on the activities of the Dog Control Department.

GENERAL BUSINESS

Resolution – 2015 Special Districts:

Council Member Gunza made a motion seconded by Council Member Voltaire to adopt the resolution of final adoption of special district assessments, rolls and benefit formulas for the year 2015.

RESOLUTION ADOPTED: 5-eyes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

******RESOLUTION ATTACHED******

Resolution – 2015 Budget:

Council Member Edsall made a motion seconded by Council Member Stradley to adopt the resolution approving the annual Town budget for 2015.

RESOLUTION ADOPTED: 5-eyes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

******RESOLUTION ATTACHED******

Supervisor Livsey thanked Ms. Blauvelt for all her work.

DEC Agreement (Sewage Pollution Notification):

Council Member Edsall made a motion seconded by Council Member Gunza to authorize Supervisor Livsey to sign the Sewage Pollution Right to Know Act Notifier Agreement.

MOTION CARRIED: 5-eyes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Vision – Memorial Park Usage:

Supervisor Livsey said Vision has requested to use Memorial Park for their Winterfest on December 6.

Council Member Voltaire made a motion seconded by Council Member Edsall to allow Vision to use Memorial Park on December 6, contingent on the Town receiving an insurance certificate.

MOTION CARRIED: 5-eyes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

DCO Resignation:

Supervisor Livsey has a resignation from Glenn Peterson, DCO, effective November 7.

Council Member Stradley made a motion seconded by Council Member Edsall to accept the resignation of Glenn Peterson, effective November 7.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

Police Officer Resignation:

Supervisor Livsey has a resignation from Sean Baird, Police Officer, effective November 5.

Council Member Gunza made a motion seconded by Council Member Edsall to accept the resignation of Sean Baird, effective November 5.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

Police Officer Hire:

Supervisor Livsey said he, Council Member Gunza and Chief Quinn interviewed candidates and the decision was left to the Chief as to who he thought was best for the job.

Supervisor Livsey and Council Member Gunza both were pleased with the Chief's choices.

Council Member Voltaire asked to be notified if the candidates were going to be at the meeting.

Supervisor Livsey said is it is on the agenda, then it should be expected they would be at meeting.

Chief Quinn thanked the Board for being involved in this process.

Chief Quinn introduced John Gardner, a 20+ retiree and Joseph Pacione, a new officer working part-time in Greenwood Lake.

Council Member Gunza made a motion seconded by Council Member Edsall to hire John Gardner as a part-time Police Officer at the starting salary and maximum probation period.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

Council Member Gunza made a motion seconded by Council Member Edsall to hire Joseph Pacione as a part-time Police Officer at the starting salary and maximum probation period.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

MOA Town of Highlands Police Contract:

Supervisor Livsey said that before this is approved, there are some clarifications that are needed. The Supervisor said that because this was just received tonight, he would like to table this matter to give the Board a chance to go over it.

Council Member Gunza made a motion seconded by Council member Stradley to table this issue until the next meeting.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

Bids – New Ambulance:

Supervisor Livsey said the bids were opened for the new ambulance today. The Supervisor presented the bid amounts and stated that one of the bidders had an incomplete package.

Supervisor Livsey asked Capt. Stroppel to go through the bid packages and contact the Board before the next meeting with his feelings.

Insurance:

Supervisor Livsey said he and Ms. Blauvelt met with Scott Liebert, from CLG Insurance and a proposal was received for \$2,300 more than last years. The Supervisor will put this on the agenda for the next meeting.

Storm Mitigation Loan Program – Sewage Treatment Plant:

Supervisor Livsey introduced Al Fusco from Fusco Engineering.

Supervisor Livsey explained that the Town made an application to the EFC for money to improve the Sewer Plant. The Supervisor said the Town is higher on the list than expected and work needs to be done by December 1. The Supervisor said this is a \$2,000,000 project and the money would be 25% grant and 75% loan at 0%.

Mr. Fusco said there are a lot of things that need to be done and he is going to request an extension.

Mr. Rider said the Town is looking at upgrades with the maximum amount of funding available. Mr. Rider said the Town has to wait for the SEQR and timing is an issue.

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Mr. Rider said this is a wonderful opportunity and the plans, etc. should be presented at a public hearing. Mr. Rider stressed that it is important to start the process.

Ms. Blauvelt informed the Board that she filed the tax cap report last week and that anyone with a tax increase will get a rebate.

Council Member Edsall said he would like to move forward with this.

Mr. Rider said he needs some information before a public hearing can be scheduled and Ms. Blauvelt and Bond Counsel are working on that. Mr. Rider stated that he will speak to Mr. Fusco and Bond Counsel tomorrow and a public hearing might be able to be held on the 24th, but only if it can get into the Times Herald Record by this Thursday.

Council Member Edsall made a motion seconded by Council Member Voltaire to schedule a public hearing on November 24, 2014 for the Storm Mitigation Loan Program.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

ADJOURN

Council Member Edsall made a motion seconded by Council Member Voltaire to adjourn the meeting. Meeting adjourned at 8:00pm.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Attest,

RESOLUTION

OF

NOVEMBER 10, 2014

A RESOLUTION APPROVING
ANNUAL TOWN BUDGET FOR 2015

Council Member **Gunza** moved the following resolution which was seconded by Council Member **Voltaire**_____.

WHEREAS, the Town Board of the Town of Highlands, duly held on October 27, 2014 commencing at 7:20 o'clock p.m., a public hearing on the preliminary budget approved by this Board and filed with the Town Clerk for the fiscal year commencing January 1, 2015; and

WHEREAS, the matter of the budget for this Town for the upcoming fiscal year having been fully discussed, modified and considered, it is

NOW, THEREFORE,

RESOLVED, that the preliminary budget, as revised and amended by the Town Board and hereinafter set forth, is hereby adopted as the annual budget of the Town of Highlands for the fiscal year beginning January 1, 2015, and that the same shall be entered into the minutes of the Town Board, and be it further

RESOLVED, that the Town Clerk of this Town shall prepare and certify as provided by law, duplicate copies of said annual budget hereby adopted, and deliver such copies to the Supervisor of the Town who shall present such copies of the annual budget to the Legislature of the County of Orange as required by law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

James Stradley, Councilman	voting Aye
June Gunza, Councilwoman	voting Aye
Adrienne T. Voltaire, Councilwoman	voting Aye
William Edsall, Councilman	voting Aye
Mervin R. Livsey, Supervisor	voting Aye

The foregoing constitutes a true and complete copy of a resolution duly made, seconded and
Adopted at a meeting of the Town Board, Town of Highlands, on November 10, 2014.

June Patterson, Town Clerk

RESOLUTION

OF

NOVEMBER 10, 2014

A RESOLUTION OF FINAL ADOPTION
OF SPECIAL DISTRICT
ASSESSMENTS, ROLLS AND BENEFIT
FORMULAS FOR THE YEAR 2015

Council Member **Edsall** moved the following resolution which was seconded by Council Member **Stradley**.

WHEREAS, the Annual Budget and Special Assessment Rolls for the Town's special districts and special improvement areas, namely Town of Highlands Water District #1; Town of Highlands Water District #2; and Town of Highlands Sewer Improvement Area for the fiscal year beginning January 1, 2014 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budgets and Assessment Rolls as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Highlands does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Rolls accompanying the same as the Annual Budget and Assessment Rolls for the Town's special districts and special improvement areas, namely Town of Highlands Water District #1; Town of Highlands Water District #2; and Town of Highlands Sewer Improvement Area for the fiscal year beginning January 1, 2015 and that such Budget and the Assessment Roll accompanying the same

be entered in full in the minutes of the proceedings of this Town Board; and be it

FURTHER RESOLVED, that the Benefit Formulas finally approved shall spread a portion of the cost of maintaining and operating the Town Districts and the payment of the debt service due for the fiscal year beginning January 1, 2015 over the properties within the Districts in proportion to the benefit derived; and be it

FURTHER RESOLVED, that the Benefit Formula for Town of Highlands Water Districts No. 1 and No. 2 is attached hereto as Exhibit A; and be it

FURTHER RESOLVED, that the Benefit Formula for Town of Highlands Sewer Improvement Area is attached hereto as Exhibit B; and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Highlands prepare and certify in duplicate copies of the said Budget and Assessment Rolls as so adopted for presentation as required by law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

James Stradley, Councilman	voting	Aye
June Gunza, Councilwoman	voting	Aye
Adrienne T. Voltaire, Councilwoman	voting	Aye
William Edsall, Councilman	voting	Aye
Mervin R. Livsey, Supervisor	voting	Aye

The foregoing constitutes a true and complete copy of a resolution duly made, seconded and Adopted at a meeting of the Town Board, Town of Highlands, on November 10, 2014.

June Patterson, Town Clerk

